

10/12/2010 3:22 PM

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MONTANA
MISSOULA DIVISION**

KERMIT POULSON,

CV 10-100-M-DWM-JCL

Plaintiff,

vs.

WENDY, in UC BUILDING,
UNIVERSITY OF MONTANA,

ORDER, and FINDINGS AND
RECOMMENDATION
OF U.S. MAGISTRATE JUDGE

Defendants.

I. INTRODUCTION AND *IN FORMA PAUPERIS* APPLICATION

Plaintiff Kermit Poulson (“Poulson”) has filed a Complaint together with a request to proceed *in forma pauperis*. Poulson submitted a declaration that makes the showing required by 28 U.S.C. § 1915(a). Because it appears Poulson lacks sufficient funds to prosecute this action **IT IS HEREBY ORDERED** that his Motion to Proceed In Forma Pauperis is **GRANTED**. This action may proceed without prepayment of the filing fee, and the Clerk of Court is directed to file the Complaint as of the filing date of Poulson’s request to proceed *in forma pauperis*.

The federal statute under which leave to proceed in forma pauperis is permitted also requires the Court to conduct a preliminary screening of the allegations set forth in the Complaint. The statute states as follows: